

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

)  
) Chapter 9  
)  
) Case No. 13-53846  
)  
) Hon. Steven W. Rhodes  
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)  
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***EX PARTE* MOTION OF THE OBJECTORS FOR AN ORDER AUTHORIZING THE  
OBJECTORS TO FILE AN OBJECTION TO THE FOURTH AMENDED PLAN  
FOR THE ADJUSTMENT OF DEBTS OF THE CITY OF DETROIT IN EXCESS OF  
PAGE LIMITATIONS**

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The creditors and parties in interest identified in footnote 1 (collectively, the “Objectors”),<sup>1</sup> by their undersigned attorneys, move this Court for entry of an Order authorizing them to file the *COPS Holders’ Objection to Confirmation of the Fourth Amended Plan for the Adjustment of Debts of the City of Detroit* (the “Confirmation Objection”) in excess of the page limitations of Rule 7.1(d)(3)(A) of the Local Rules for the United States District Court for the Eastern District of Michigan (the “Local Rules”). In support of this *ex parte* motion, the Objectors state as follows:

1. The *Fourth Amended Plan for the Adjustment of Debts of the City of Detroit* [Docket No. 4392] raises numerous, complex legal issues. In order for the Objectors to respond meaningfully, they will require more than 25 pages. Although the Objectors have made the Confirmation Objection as succinct as possible, under the circumstances, the Objectors cannot

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<sup>1</sup> The creditors and parties in interest submitting this Objection are: Hypothekenbank Frankfurt AG, Hypothekenbank Frankfurt International S.A., Erste Europäische Pfandbrief- und Kommunalkreditbank Aktiengesellschaft in Luxemburg S.A.; Deutsche Bank AG, London; Dexia Crédit Local; Dexia Holdings, Inc.; and FMS Wertmanagement AöR.

provide the Court with the information necessary for the full and fair adjudication of the matters presented within the page limits set by the Local Rules.

2. The Local Rules for the United States Bankruptcy Court for the Eastern District of Michigan (the “Local Bankruptcy Rules”) do not appear to establish a specific page limit for confirmation objections. Local Bankruptcy Rule 9014-1(e) sets a 20-page limit for certain briefs, but Local Bankruptcy Rule 9014-1(e) does not appear to apply to confirmation objections.

3. The Local Rules do apply to proceedings in this Court. *See* Bankr. E.D. Mich. R. 9029-1(1)(a). Local Rule 7.1(d)(3)(A) provides that “[t]he text of a brief support a motion or response, including footnottes and signatures, may not exceed 25 pages. A person seeking to file a longer brief may apply *ex parte* in writing setting forth the reasons.” E.D. Mich. R. 7.1(d)(3)(A).

4. The Objectors respectfully request entry of an order expanding the page limitations set forth in Local Rule 7.1(d)(3)(A) or Local Bankruptcy Rule 9014-1(e) to the extent that either of these rules apply to the Confirmation Objeciton.

WHEREFORE, the Objectors respectfully request that: (a) they be permitted to file the Confirmation Objection in excess of any page limitation that might apply; (b) the Court enter an order substantially in the form attached hereto granting the relief sought; and (c) such other and further relief to the Objectors be granted as the Court deems just.

Dated: May 12, 2014.

Respectfully submitted,

/s/ Deborah L. Fish

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### **CERTIFICATE OF SERVICE**

I, Matthew G. Summers, state that on May 12, 2014, I filed a copy of the foregoing *Ex Parte Motion of the Objectors for an Order Authorizing the Objectors to File an Objection to the Fourth Amended Plan for the Adjustment of Debts of the City of Detroit in Excess of Page Limitations* with the Clerk of Court using the Court's ECF system and I hereby certify that the Court's ECF system has served all registered users that have appeared in the above-captioned case. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

/s/ Matthew G. Summers

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